

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

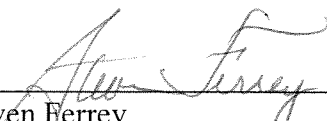
PLAINVILLE GENERATING CO., LLC,)	
)	
Plaintiff,)	
)	
vs.)	Case No. 05-11210-GAO
)	
DTE BIOMASS ENERGY, INC. and)	
PLAINVILLE GAS PRODUCERS, INC.,)	
)	
Defendants.)	

RULE 41(a)(1) STIPULATION FOR VOLUNTARY DISMISSAL

Plaintiff, Plainville Generating Co., LLC, and Defendants, DTE Biomass Energy, Inc. and Plainville Gas Producers, Inc., hereby stipulate and agree pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure that this action be, and hereby is, DISMISSED.

Date: December 16, 2005

Respectfully submitted,



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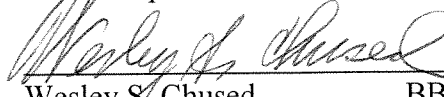
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COURT APPROVAL

APPROVED, this ____ day of December, 2005.

Judge, U.S. District Court